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REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application is respectfully requested.

Applicants assert that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims is respectfully requested.

Status of Claims

Claims 1-28 are pending in the application. Claims 1-5, 7-14 and 16-28 have been rejected. Claims 6 and 15 have been objected to. Claims 1 and 14 have been amended.

Applicants respectfully assert that the amendments to the claims add no new matter.

The Telephone Interview

Initially, Applicants wish to thank the Examiner, Sherrod L. Keaton, and the Supervisory Primary Examiner, William Bayshore, for granting and attending the telephone interview, with Applicants' Representatives, Caleb Pollack, Reg. No. 37,912 and Joel Stein, on June 24, 2008.

During the interview, the 35 USC 102 rejection based on the Jameson reference was discussed. Applicants' representatives provided an explanation of the embodiments of the invention. In particular Applicants argued that the claim 1 element beginning "adding amounts decayed from said focus measurement ...", is not described in Jameson. The 35 USC 101 rejection was discussed and the Examiners suggested language to overcome this rejection. Finally, the 35 USC 112 rejection was discussed and it was suggested that Applicants' response refer to the appropriate paragraphs in the specification where the invention is enabled.

No agreement was reached.

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Allowable Subject Matter

In the Office Action, the Examiner objected to claims 6 and 15 but stated that claims 6 and 15 would be allowable if rewritten in independent form to include all the limitations of the base claim and any intervening claim.

Applicants respectfully point out that in view of the above arguments, the base claims to claims 6 and 15, and the intervening claims, are allowable, and therefore requests that the objection to claim 6 and 15 be withdrawn.

CLAIM REJECTIONS

35 U.S.C. § 101 Rejections

In the Office Action, the Examiner rejected claims 1, 5 and 14 under 35 U.S.C. § 101, alledging that the claims do not require any physical transformation and the invention as claimed does not produce a useful, concrete and tangible result.

Applicants have amended claims 1 and 14 to include "altering a display of the focus item to correspond to the focus measurement of the focus item." Each of claims 1 and 14 include the physical transformation of altering the display of an item, which is in addition a tangible result. Accordingly, Applicants respectfully request that the rejection of claims 1 and 14 under 35 USC 101 be withdrawn.

Claim 5, depends indirectly from claim 1. Therefore, Applicants respectfully assert that claim 5 is likewise allowable under 35 USC 101.

Accordingly, Applicants respectfully request that the Examiner withdraw the 35 USC 101 rejections to claims 1, 5 and 14.

35 U.S.C. § 112 Rejections

In the Office Action, the Examiner rejected claims 1, 5, 14, 19 and 28 under 35 U.S.C. § 112, first paragraph, as alledgedly failing to comply with the enablement requirement.

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Support for claim 1 can be found at least in Figure 4, as well as in the application specification at least in page 4, lines 13-14; in page 5, line 31; in page 6, line 2; page 6 lines 4-23; and page 9 lines 23-26.

Support for claims 5 and 14 can be found at least in the application specification on page 7, lines 8-24.

Support for claim 19 can be found at least in Figure 3, as well as in the application specification on page 2, lines 7-15; page 6, lines 6-8; page 8, lines 5-8 and 20-27.

Support for claim 28 can be found at least in Figures 3 and 4, as well as in the application specification on page 2, lines 7-15.

Accordingly, Applicants respectfully request that the rejection under 35 USC 112, first paragraph, be withdrawn, since claims 1, 5, 14, 19 and 28 are described at length in the specification and drawings, in a way which would enable a person skilled in the art to make and/or use the invention.

In the Office Action, the Examiner further rejected claims 1, 5 and 14 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicants respectfully assert that claims 1 and 14 as amended, and claim 5 which indirectly depends from claim 1, are clearly described, and this description is fully supported by the specification.

Applicants therefore request that the 35 USC 112 rejections be withdrawn.

35 U.S.C. § 102 Rejection

In the Office Action, the Examiner rejected claims 1, 3, 10, 13, 19, 20 and 28 under 35 U.S.C. § 102(e), as being anticipated by Jameson (US 2003/0107591). Applicants respectfully traverse this rejection in view of the remarks that follow.

Jameson discloses a method for providing "...a means for specifying and executing useful actions at role tear down times (focus loss) and role set up times (focus gain)." (Paragraph 195).

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Jameson further discloses a system where "New role focus variables and values are added to the tables as new GUI roles are installed, usually before focus gain actions are executed." (Paragraph 201).

Jameson does not teach or suggest decaying a focus measurement of a focus item and adding amounts decayed from the focus measurement of the focus item and from the focus measurement of at least one other item to the focus measurement of the focus item, as recited in amended independent claim 1. Therefore, Jameson cannot anticipate claim 1 as amended.

Furthermore, Jameson does not teach or suggest a computing system comprising a data storage unit to store focus measurements; and a processor to record a quantity of focus applied to a focus item, to calculate a focus decay value from the quantity of focus, to reduce the focus measurements of the focus item and focus measurements of other items by the decay value, and to add the amounts reduced from the focus measurements to the focus measure of the focus item, as recited in independent claims 19 and 28. Therefore, Jameson cannot anticipate claims 19 and 28.

Accordingly, Applicants respectfully assert that amended independent claims 1, 19 and 28 are allowable. Claims 3, 10 and 13 depend from, directly or indirectly, claim 1, and claim 20 depends directly from claim 19, and thus claims 3, 10, 13 and 20 include all the limitations of independent claims 1 and 20, respectively. Therefore, Applicants respectfully assert that claims 3, 10, 13 and 20 are likewise allowable.

Applicants respectfully request reconsideration and withdrawal of the 35 USC 102 rejections of claims 1, 3, 10, 13, 19, 20 and 28.

35 U.S.C. § 103 Rejections

In the Office Action, the Examiner rejected claims 2, 4, 5, 7-9 and 21-25 under 35 U.S.C. § 103(a), as being unpatentable over Jameson (US 2003/0107591) in view of Focus + Context Views of World Wide Web Nodes (C&C Research Laboratories; Sougata Mukherjea and Yoshinori Hara; herein "Mukherjea").

Applicants respectfully traverse the rejection of claims 2, 4, 5, 7-9 and 21-25 under 35 U.S.C. § 103(a), because a prima facie case of obviousness has not been established.

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The combination of Jameson and Mukherjea does not teach or suggest all the limitations of independent claims 1 and 19, nor does it teach or suggest all the limitations of dependent claims 2, 4, 5, 7-9 and 21-25. Jameson has been discussed above. That discussion is applicable here. Mukherjea is also silent as to decaying a focus measurement of a focus item and adding amounts decayed from the focus measurement of the focus item and from the focus measurement of at least one other item to the focus measurement of the focus item, as recited in amended independent claim 1, and therefore cannot cure the deficiencies of Jameson. Mukherjea similarly does not cure the deficiencies of Jameson with respect to claim 19. Accordingly, Applicants respectfully assert that this rejection should be withdrawn.

In the Office Action, the Examiner rejected claims 11, 12, 26 and 27 under 35 U.S.C. § 103(a), as being unpatentable over Jameson (US 2003/0107591) in view of Tanny et al. (US 2003/0131016).

Applicants respectfully traverse the rejection of claims 11, 12, 26 and 27 under 35 U.S.C. § 103(a), because a prima facie case of obviousness has not been established.

The combination of Jameson and Tanny does not teach or suggest all the limitations of claim independent claims 1 and 19, nor does it teach or suggest all the limitations of dependent claims 11, 12, 26 and 27. Jameson has been discussed above. That discussion is applicable here. Tanny is also silent as to decaying a focus measurement of a focus item and adding amounts decayed from the focus measurement of the focus item and from the focus measurement of at least one other item to the focus measurement of the focus item, as recited in amended independent claim 1, and therefore cannot cure the deficiencies of Jameson. Tanny similarly does not cure the deficiencies of Jameson with respect to claim 19. Accordingly, Applicants respectfully assert that this rejection should also be withdrawn.

An obviousness rejection requires a teaching or a suggestion by the relied upon prior art of all the elements of a claim. Since neither of Jameson or Tanny, alone or in combination, teach or suggest all the elements of any of independent claims 1 and 19, and since Jameson or Tanny, alone or in combination, do not teach or suggest all the elements of any of independent claims 1 and 19, the Examiner fails to establish a prima facie showing

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that Jameson or Tanny, alone or in combination, teach or suggest every feature of claims 11, 12, 26 and 27.

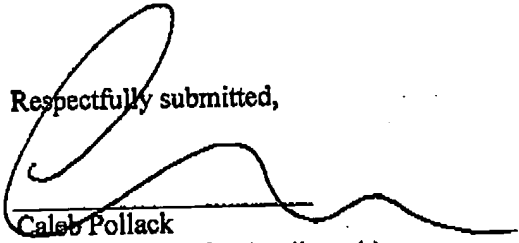
Applicants note that none of the amendments to the claims herein are in response to the above discussed prior art rejections.

In view of the foregoing amendments and remarks, Applicants assert that the pending claims are allowable. Their favorable reconsideration and allowance is respectfully requested.

Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Except for the fees for the petition for extension of time, being paid separately, no fees are believed to be due in connection with this paper. However, if any such fees are due, please charge any fees associated with this paper to deposit account No. 50-3355.

Respectfully submitted,


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